

Message Text

UNCLASSIFIED

PAGE 01 VIENNA 02174 01 OF 02 211427Z
ACTION IO-13

INFO OCT-01 EUR-12 ISO-00 IOE-00 EB-08 AID-05 L-03
AF-08 ARA-10 EA-09 NEA-10 COME-00 TRSE-00 OPIC-06
IGA-02 XMB-04 OIC-02 /093 W
-----211442Z 024274 /43

R 211338Z MAR 77
FM AMEMBASSY VIENNA
TO SECSTATE WASHDC PRIORITY 1112
INFO USMISSION UN NEW YORK

UNCLAS SECTION 1 OF 2 VIENNA 2174

IO/DHP FOR NORRIS; L FOR SCHWEBEL

E.O. 11652: N/A
TAGS: PFOR, OCON, UNIDO
SUBJECT: AGREED TEXT OF "NON-CONTROVERSIAL" ELEMENTS OF ARTICLES 6, 7
8 AND 9 OF DRAFT CONSTITUTION OF UNIDO

1. SUB-GROUP OF DRAFTING GROUP ON ORGANS, WORK PROGRAM AND
BUDGET MET THROUGHOUT WEEK OF MARCH 14 TO SETTLE AGREED TEXT
OF "NON-CONTROVERSIAL" ELEMENTS OF DRAFT ARTICLES 6, 7, 8,
AND 9 OF UNIDO CONSTITUTION (INFORMAL WORKING GROUP ALOS
MET MARCH 20 AND RESOLVED QUESTION OF SIZE AND COMPOSITION
OF INDUSTRIAL DEVELOPMENT BOARD AND PROGRAM/BUDGET COMMITTEE,
BEING REPORTED SEPARATELY).

2. TEXT OF AGREED PORTIONS ARTICLES 6, 7, 8 AND 9 AS FOLLOWS:

QTE. ARTICLE 6. 1. THE PRINCIPAL ORGANS OF THE ORGANIZA-
TION SHALL BE:

(A) THE GENERAL CONFERENCE (HEREIN CALLED THE "CON-
FERENCE");

(B) THE INDUSTRIAL DEVELOPMENT BOARD (HEREIN
UNCLASSIFIED

UNCLASSIFIED

PAGE 02 VIENNA 02174 01 OF 02 211427Z

CALLED THE "BOARD");

(C) THE SECRETARIAT.

2. THERE SHALL BE ESTABLISHED A PROGRAMME AND BUDGET
COMMITTEE (AS A SUBSIDIARY ORGAN) TO ASSIST THE BOARD IN
THE PREPARATION AND EXAMINATION OF THE PROGRAMME AND BUDGET

OF THE ORGANIZATION AND OTHER FINANCIAL MATTERS PERTAINING TO THE ORGANIZATION.

3. (OTHER) SUBSIDIARY ORGANS, INCLUDING TECHNICAL COMMITTEES, MAY BE ESTABLISHED BY THE CONFERENCE OR THE BOARD (AND WITH DUE REGARD TO THE PRINCIPLE OF EQUITABLE GEOGRAPHICAL REPRESENTATION AND FINANCIAL IMPLICATIONS).

ARTICLE 7. THE CONFERENCE. 1. THE CONFERENCE SHALL CONSIST OF REPRESENTATIVES OF ALL MEMBERS.

2. THE CONFERENCE SHALL MEET IN REGULAR SESSIONS EVERY TWO YEARS UNLESS IT DECIDES OTHERWISE. IT SHALL ALSO MEET IN SUCH SPECIAL SESSIONS AS MAY BE CONVENED BY THE DIRECTOR-GENERAL AT THE REQUEST OF THE BOARD OR OF A MAJORITY OF THE MEMBERS OF THE ORGANIZATION.

REGULAR SESSIONS SHALL BE HELD AT THE HEADQUARTERS OF THE ORGANIZATION UNLESS THE CONFERENCE HAS DECIDED OTHERWISE AT THE PRECEDING SESSION.

THE BOARD WILL DETERMINE THE PLACE WHERE A SPECIAL SESSION SHALL BE HELD.

3. IN ADDITION TO EXERCISING OTHER FUNCTIONS SPECIFIED IN THE CONSTITUTION, THE CONFERENCE SHALL:

(A) DETERMINE THE GUIDING PRINCIPLES AND POLICIES OF THE ORGANIZATION;

(B) CONSIDER REPORTS OF THE BOARD (OF THE COMMITTEE) THE DIRECTOR-GENERAL AND ITS SUBSIDIARY ORGANS.

(B) APPROVE THE PROGRAM OF WORK AND THE BUDGETS OF THE UNCLASSIFIED

UNCLASSIFIED

PAGE 03 VIENNA 02174 01 OF 02 211427Z

ORGANIZATION IN ACCORDANCE WITH ARTICLE 11, ESTABLISH THE SCALE OF ASSESSMENTS AND ADOPT THE FINANCIAL REGULATIONS OF THE ORGANIZATION;

(C) HAVE THE AUTHORITY TO ADOPT BY A TWO-THIRDS MAJORITY VOTE OF THE CONFERENCE, AND RECOMMEND TO THE MEMBERS CONVENTIONS OR AGREEMENTS WITH RESPECT TO ANY MATTER WITHIN THE COMPETENCE OF THE ORGANIZATION;

(D) MAKE RECOMMENDATIONS TO MEMBERS AND TO INTERNATIONAL ORGANIZATIONS WITH RESPECT TO MATTERS WITH THE COMPETENCE OF THE ORGANIZATION;

(E) TAKE ANY OTHER APPROPRIATE ACTION TO ENABLE THE ORGANIZATION TO FURTHER ITS OBJECTIVES AND CARRY OUT ITS FUNCTIONS.

5. THE CONFERENCE SHALL ADOPT ITS OWN RULES OF PROCEDURE.

6. EACH MEMBER SHALL HAVE ONE VOTE IN THE CONFERENCE. DECISIONS SHALL BE MADE BY A MAJORITY OF THOSE MEMBERS PRESENT AND VOTING UNLESS OTHERWISE SPECIFIED IN THIS CON-

STITUTION OR IN THE RULES OF PROCEDURE OF THE CONFERENCE.

ARTICLE 8. INDUSTRIAL DEVELOPMENT BOARD. 1. THE BOARD SHALL CONSIST OF FIFTY MEMBERS OF THE ORGANIZATION ELECTED BY THE CONFERENCE, WHICH SHALL GIVE DUE REGARD TO THE PRINCIPLES OF EQUITABLE GEOGRAPHICAL DISTRIBUTION.

IN ELECTING THE MEMBERS OF THE BOARD THE CONFERENCE SHALL OBSERVE THE FOLLOWING DISTRIBUTION OF SEATS; THIRTY MEMBERS OF THE BOARD SHALL BE ELECTED FROM THE STATES LISTED IN PARTS A AND C, FIFTEEN FROM THE STATES LISTED IN PART B, AND FIVE FROM THE STATES LISTED IN PART D OF ANNEX ... TO THIS CONSTITUTION.

2. MEMBERS OF THE BOARD SHALL HOLD OFFICE FROM THE CLOSE OF THE SESSION OF THE CONFERENCE AT WHICH THEY WERE ELECTED UNTIL THE CLOSE OF THE REGULAR SESSION OF THE CONFERENCE FOUR YEARS
UNCLASSIFIED

UNCLASSIFIED

PAGE 04 VIENNA 02174 01 OF 02 211427Z

THEREAFTER, EXCEPT THAT THE MEMBERS ELECTED AT THE FIRST SESSION SHALL HOLD OFFICE FROM THE TIME OF SUCH ELECTION AND ONE HALF SHALL HOLD OFFICE ONLY UNTIL THE CLOSE OF THE REGULAR SESSION TWO YEARS THEREAFTER. MEMBERS OF THE BOARD MAY BE RE-ELECTED.

3. THE BOARD SHALL HOLD AT LEAST ON REGULAR SESSION A YEAR AND SHALL MEET AT SUCH TIMES AS IT MAY DETERMINE.

SPECIAL SESSIONS OF THE BOARD SHALL BE CONVENED BY THE DIRECTOR-GENERAL AT THE REQUEST OF A MAJORITY OF ITS MEMBERS.

SESSIONS SHALL BE HELD AT THE HEADQUARTERS OF THE ORGANIZATION, UNLESS OTHERWISE DETERMINED BY THE BOARD.

UNCLASSIFIED

NNN

UNCLASSIFIED

PAGE 01 VIENNA 02174 02 OF 02 211417Z
ACTION IO-13

INFO OCT-01 EUR-12 ISO-00 IOE-00 EB-08 AID-05 L-03
AF-08 ARA-10 EA-09 NEA-10 COME-00 TRSE-00 OPIC-06
IGA-02 XMB-04 OIC-02 /093 W
-----211437Z 024174 /43
P R 211338Z MAR 77

FM AMEMBASSY VIENNA
TO SECSTATE WASHDC PRIORITY 1113
INFO USMISSION USUN NEW YORK

UNCLAS SECTION 2 OF 2 VIENNA 2174

IO/DHP FOR NORRIS; L FOR SCHWEBEL

4. IN ADDITION TO EXERCISING OTHER FUNCTIONS SPECIFIED
IN THIS CONSTITUTION OR DELEGATED TO IT BY THE CONFERENCE,
THE BOARD SHALL:

- (A) ACTING UNDER THE AUTHORITY OF THE CONFERENCE, REVIEW
THE IMPLEMENTATION OF THE APPROVED PROGRAMME OF WORK AND
OF THE CORRESPONDING BUDGETS.
- (B) REPORT TO THE CONFERENCE AT EACH REGULAR SESSION ON
THE ACTIVITIES OF THE BOARD
- (C) REQUEST MEMBERS TO FURNISH INFORMATION ON THEIR ACTIV-
ITIES RELATED TO THE WORK OF THE ORGANIZATION;
- (D) IN ACCORDANCE WITH THE DECISIONS OF THE CONFERENCE AND
HAVING REGARD TO CIRCUMSTANCES ARISING BETWEEN SESSIONS,
AUTHORIZE THE DIRECTOR-GENERAL TO TAKE SUCH MEASURES AS
IT DEEMS NECESSARY TO MEET UNFORESEEN EVENTS WITH DUE
REGARD TO THE FUNCTIONS AND FINANCIAL RESOURCES OF THE
ORGANIZATION;
- (E) IF THE OFFICE OF THE DIRECTOR-GENERAL BECOMES VACANT
BETWEEN SESSIONS OF THE CONFERENCE, APPOINT AN ACTING
DIRECTOR-GENERAL TO SERVE UNTIL THE NEXT REGULAR OR SPECIAL
SESSION OF THE CONFERENCE;
- (F) PREPARE THE PROVISIONAL AGENDA FOR THE CONFERENCE;
- (G) UNDERTAKE SUCH OTHER FUNCTIONS AS MAY BE REQUIRED

UNCLASSIFIED

UNCLASSIFIED

PAGE 02 VIENNA 02174 02 OF 02 211417Z

TO FURTHER THE OBJECTIVES OF THE ORGANIZATION SUBJECT TO
THE LIMITATIONS STIPULATED IN THIS CONSTITUTION.

5. THE BOARD SHALL ADOPT ITS OWN RULES OF PROCEDURE.

7. THE BOARD SHALL INVITE ANY MEMBER NOT REPRESENTED
ON THE BOARD TO PARTICIPATE WITHOUT VOTE IN ITS DELIBER-
ATIONS OF ANY MATTER OF PARTICULAR CONCERN TO THAT MEMBER.

ARTICLE 9. THE SECRETARY

1. THE SECRETARIAT SHALL
COMPRISE A DIRECTOR-GENERAL AND SUCH DEPUTY DIRECTORS-GENERAL
AND OTHER STAFF AS THE ORGANIZATION MAY REQUIRE.

2. THE DIRECTOR-GENERAL SHALL BE APPOINTED BY THE CONFERENCE
UPON RECOMMENDATION OF THE BOARD FOR A PERIOD OF FOUR YEARS.

HE (THE DIRECTOR-GENERAL) MAY BE REAPPOINTED FOR A FURTHER
TERM OF FOUR YEARS, AFTER WHICH HE SHALL NOT BE ELIGIBLE FOR
REAPPOINTMENT.

(HE (THE DIRECTOR-GENERAL) SHALL BE THE CHIEF ADMINISTRA-
TIVE OFFICER OF THE ORGANIZATION.

3. SUBJECT TO GENERAL OR SPECIFIC DIRECTIVES OF THE CONFERENCE OR THE BOARD, THE DIRECTOR-GENERAL SHALL HAVE THE OVERALL RESPONSIBILITY AND AUTHORITY TO DIRECT THE WORK OF THE ORGANIZATION. HE SHALL BE RESPONSIBLE FOR THE APPOINTMENT, ORGANIZATION, AND FUNCTIONING OF THE STAFF AND SHALL BE UNDER THE AUTHORITY OF AND SUBJECT TO THE CONTROL OF THE BOARD.

4. THE DIRECTOR-GENERAL SHALL ACT IN THAT CAPACITY AT ALL MEETINGS OF THE CONFERENCE AND OF THE BOARD AND SHALL PERFORM SUCH OTHER FUNCTIONS AS ARE ENTRUSTED TO HIM BY THESE ORGANS. HE SHALL PREPARE AN ANNUAL REPORT ON THE ACTIVITIES OF THE ORGANIZATION AND SHALL SUBMIT TO THE CONFERENCE AND THE BOARD SUCH OTHER REPORTS AS MAY BE REQUIRED.

5. IN THE PERFORMANCE OF THEIR DUTIES THE DIRECTOR-GENERAL AND THE STAFF SHALL NOT SEEK OR RECEIVE INSTRUCTIONS FROM ANY GOVERNMENT OR FROM ANY AUTHORITY EXTERNAL TO THE UNCLASSIFIED

UNCLASSIFIED

PAGE 03 VIENNA 02174 02 OF 02 211417Z

ORGANIZATION. THEY SHALL REFRAIN FROM ANY ACTION THAT MIGHT REFLECT ON THEIR POSITION AS INTERNATIONAL OFFICIALS RESPONSIBLE ONLY TO THE ORGANIZATION.

EACH MEMBER UNDERTAKES TO RESPECT THE EXCLUSIVELY INTERNATIONAL CHARACTER OF THE RESPONSIBILITIES OF THE DIRECTOR-GENERAL AND THE STAFF AND NOT TO SEEK TO INFLUENCE THEM IN THE DISCHARGE OF THEIR RESPONSIBILITIES.

6. THE STAFF SHALL BE APPOINTED BY THE DIRECTOR-GENERAL UNDER REGULATIONS TO BE ESTABLISHED BY THE CONFERENCE UPON RECOMMENDATION OF THE BOARD. APPOINTMENTS AT THE LEVEL OF DEPUTY DIRECTORS-GENERAL SHALL BE SUBJECT TO APPROVAL BY THE BOARD.

THE CONDITIONS OF SERVICE OF STAFF SHALL CONFORM AS FAR AS POSSIBLE TO THOSE OF THE UNITED NATIONS COMMON SYSTEM.

THE PARAMOUNT CONSIDERATION IN THE EMPLOYMENT OF THE STAFF AND IN DETERMINING THE CONDITIONS OF SERVICE SHALL BE THE NECESSITY OF SECURING THE HIGHEST STANDARDS OF EFFICIENCY, COMPETENCE AND INTEGRITY. DUE REGARD SHALL BE PAID TO THE IMPORTANCE OF RECRUITING STAFF /ON AS WIDE A GEOGRAPHICAL BASIS AS POSSIBLE.//BASED ON WIDE AND EQUITABLE GEOGRAPHICAL DISTRIBUTION./ UNQUOTE

3. SEE SEPTTEL FOR COMMENT.STIBRAVY

UNCLASSIFIED

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: AGREEMENT DRAFT, TEXT, CONSTITUTIONAL AMENDMENTS, INTERNATIONAL ORGANIZATIONS, COMMITTEE MEETINGS, MEETING REPORTS
Control Number: n/a
Copy: SINGLE
Sent Date: 21-Mar-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01-Jan-1960 12:00:00 am
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1977VIENNA02174
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D770096-0424
Format: TEL
From: VIENNA
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1977/newtext/t19770337/aaaabgft.tel
Line Count: 272
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: f797d4b4-c288-dd11-92da-001cc4696bcc
Office: ACTION IO
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 5
Previous Channel Indicators: n/a
Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: n/a
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 23-Sep-2004 12:00:00 am
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 3041620
Secure: OPEN
Status: NATIVE
Subject: AGREED TEXT OF \"NON-CONTROVERSIAL\" ELEMENTS OF ARTICLES 6, 7 8 AND 9 OF DRAFT CONSTITUTION OF UNIDO
TAGS: PFOR, OCON, UNIDO
To: STATE
Type: TE
vdkgvwkey: odb://SAS/SAS.dbo.SAS_Docs/f797d4b4-c288-dd11-92da-001cc4696bcc
Review Markings:
Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
22 May 2009
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009